

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

October 31, 1963  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

Present: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Absent: None

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Invocation was delivered by MRS. GEORGE FRANCISCO.

Councilman Long moved that MR. JACK KING, Manager of CAPITOL PLAZA, be granted permission to have a fireworks display at the Center since it had been cleared properly through the State Board of Insurance and the Fire Marshal. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The Mayor announced the Council would receive bids on Equipment for the Holly Street Power Station - Unit No. 3. Bids were opened on Contract No. 125 - AUXILIARY SWITCHGEAR, and on Contract No. 126 - POWER TRANSFORMERS. The Mayor announced that the Consulting Engineers and Director of Electric Utilities would analyze these bids and report back at 2:00 P.M. He expressed appreciation to the bidders and to MR. O. E. LUNDELIUS, Chief Electrical Engineer for Brown & Root, Inc., Consulting Engineers, for being present. Following is a tabulation of bids:

## HOLLY STREET POWER STATION - UNIT NO. 3

Bids opened: October 31, 1963, 10:00 A.M.

CONTRACT NO. 125 - AUXILIARY SWITCHGERR

| BIDDER                  | BID BOND | ITEM III   |  |   |   |   |  | DRAWINGS IN CAL. DAYS   |
|-------------------------|----------|--|--|---|---|---|--|-------------------------|
|                         |          | ITEM I<br>2400 VOLT<br>SWITCHGEAR<br>& SP. PARTS | ITEM II<br>480 VOLT<br>POWER CENTER<br>& SP. PARTS | ITEM III<br>2400 VOLT<br>SWGEAR, 480<br>VOLT POWER<br>CTR. & ALL<br>SP. PARTS | ITEM IV<br>SPARE PARTS<br>ONLY 2400<br>VOLT<br>SWITCHGEAR | ITEM V<br>SPARE PARTS<br>ONLY 480<br>VOLT POWER<br>CENTER | ITEM VI<br>PER<br>DIEM<br>ESCAL-<br>ACTION<br>RATE |                         |
| ALLIS-CHALMERS          | \$75,000 | \$62,830   | \$22,447   | \$ 85,227   | \$5,249   | \$1,932   | \$112 Firm   | 35                      |
| FEDERAL PACIFIC         | 75,000   | 60,060   | 19,750   | 79,810  | No Chg.   | No Chg.   | 115 Firm   | 30                      |
| GENERAL ELECTRIC CO.    | 75,000   | 71,988   | 27,710   | 99,698  | 5,240   | 3,170   | 119 Firm   | 56 Item I<br>42 Item II |
| ITE CIRCUIT BREAKER CO. | 75,000   | 85,420   | 31,294   | 116,714   | 8,300   | 3,200   | 105 Firm 12<br>mos. 3%                             | 45                      |
| WESTINGHOUSE ELECTRIC   | 75,000   | 64,982   | 23,133   | 88,115  | 5,100   | 3,133   | 115 Firm   | 50                      |

CONTRACT NO. 126 - POWER TRANSFORMERS

| BIDDER                   | BID BOND  | ITEM III   |   |  |  |  |  | DRAWINGS IN CAL. DAYS    |
|--------------------------|-----------|--|---|--|--|--|--|--------------------------|
|                          |           | ITEM I<br>ALL POWER<br>TRANSF.<br>TR 31,<br>TR 32 &<br>SP. PARTS | ITEM II<br>ONE (1)<br>MAIN<br>TRANSF.<br>TR 31 &<br>SPARE PARTS | ITEM III<br>ONE (1)<br>AUXIL.<br>TRANSF.<br>TR 32 &<br>SPARE PARTS | ITEM IV<br>ONE (1)<br>MAIN<br>TRANSF.<br>TR 31 | ITEM V<br>(1) AUXIL.<br>TRANSF.<br>TR 32 | ITEM VI<br>DAILY<br>PER DIEM<br>ESCAL-<br>ACTION<br>RATE |                          |
| ALLIS-CHALMERS           | \$100,000 | \$264,185  | \$238,885   | \$25,300   | \$231,580                                      | \$24,842                                 | \$112 Firm   | 100 Item II<br>45 Item I |
| GENERAL ELECTRIC         | 100,000   | 277,288  | 252,265   | 25,023   | 243,200  | 24,723                                   | 119 Firm   | 60                       |
| PENNSYLVANIA TRANS.      | 100,000   | 247,967  | 225,375   | 22,592   | 215,400  | 22,300                                   | 80 5%  | 50                       |
| WESTINGHOUSE ELEC. CORP. | 100,000   | 266,487  | 242,172   | 24,315   | 232,060  | 23,962                                   | 115 Firm   | 45                       |

October 31, 1963

Later in the meeting, the City Manager reported he had a recommendation from Brown & Root, Inc., Consulting Engineers, as follows:

"October 31, 1963

"Mr. W. T. Williams, Jr.,  
City Manager  
City of Austin  
P. O. Box 1160  
Austin 64, Texas

"Dear Sir: .

Brown & Root, Inc., has examined the bids opened by you at 10:00 a.m., October 31, 1963, in open council meeting for Unit No. 3, Auxiliary Switchgear, Contract 125. Bids were submitted by Federal Pacific Electric Manufacturing Co., I.T.E. Circuit Breaker Company, Westinghouse Electric Corp., General Electric Company and Allis-Chalmers Mfg. Co. A tabulation of bids is attached.

"Due to the large quantity of switchgear elements which will be in operation in the Holly Street Plant, it is recommended that additional spare parts be purchased for this switchgear.

"On the basis of the lowest price and satisfactory delivery, it is recommended that Federal Pacific Electric Company be awarded the contract for the Switchgear and Spare Parts (Item III) for the sum of \$79,810.00.

"Yours very truly,  
BROWN & ROOT, INC.  
s/ O. E. Lundelius  
Chief Electrical Engineer

"APPROVED:

s/ D. C. Kinney  
Dir. Elec. Utility"

The City Manager stated this had been approved by the Director of Electric Utilities and concurred in by him. Councilman Long moved to accept the City Manager's recommendation and award CONTRACT NO. 125 to FEDERAL PACIFIC ELECTRIC COMPANY for the sum of \$79,810.00. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The City Manager reported he had received a recommendation from Brown & Root, Inc., Consulting Engineers, on Contract No. 126, as follows:

"October 31, 1963

"Mr. W. T. Williams, Jr.  
City Manager  
City of Austin  
P. O. Box 1160  
Austin 64, Texas

"Dear Sir:

"Brown & Root, Inc., has examined the bids opened by you at 10:00 a.m., October 31, 1963, in open council meeting for Power Transformers for Holly Street Power Station, Unit No. 3, Contract No. 126.

"Bids were submitted by Allis-Chalmers Mfg. Co., General Electric Company, Pennsylvania Transformer Division of McGraw-Edison Company and Westinghouse Electrical Corp. A tabulation of the bids and a bid evaluation sheet is attached.

"On the basis of the lowest price after evaluation in accordance with the specifications, and satisfactory delivery, it is recommended that the General Electric Company be awarded the contract for the main transformer and spare parts (Item II of the proposal) for the firm price of \$252,265.00, and that the contract for auxiliary transformer and spare parts (Item III of the proposal) be awarded to the Pennsylvania Transformer Division of McGraw-Edison Company for the sum of \$22,592.00, which is subject to a 5% maximum upward adjustment in accordance with the terms of the contract.

"Yours very truly,  
BROWN & ROOT, INC.  
s/ O. E. Lundelius  
Chief Electrical Engineer

"APPROVED

s/ D. C. Kinney  
Director Elec. Utility"

The City Manager stated this had been approved by the Director of Electric Utilities. The City Manager said these bids were evaluated, and the Engineers would discuss these evaluated figures. Mr. Lundelius, Chief Electrical Engineer for Brown & Root, Inc., and Mr. Dexter Kinney, Director of Electric Utilities, reviewed the tabulation of bids and the evaluation pointing out the lowest bids and the recommendation that the main transformer and spare parts (Item II of the proposal) be awarded to General Electric Company at the firm price of \$252,265.00 and that the auxiliary transformers and spare parts (Item III of the proposal) be awarded to the Pennsylvania Transformer Division of the McGraw-Edison Company for the sum of \$22,592.00 which is subject to a 5% maximum upward adjustment in accordance with the terms of the contract. Councilman LaRue then moved that the Council award the following contracts:

GENERAL ELECTRIC

- For the main transformer and spare parts (Item II) for Holly Street Power Station, Unit No. 3 at a firm price of \$252,265.00

PENNSYLVANIA TRANSFORMER  
DIVISION

- For auxiliary transformers and spare parts (Item III) in the sum of \$22,592.00, subject to a 5% maximum upward adjustment.

The motion, seconded by Councilman Shanks, carried by the following vote:  
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

MR. DEAN A. WHIFFEN and a group living on Fernwood, Parkwood, Fairwood, and Elwood filed a petition asking for relief from the intolerable traffic and parking conditions existing in front of their homes and emanating from the traffic habits of the occupants of the VERSAILLES APARTMENTS on Airport Boulevard and Fernwood Road. The petition contained suggestions which the group believed would achieve the asked for relief:

1. a. That the owner of the Versailles Apartments be required to comply with the requirements for off street parking for his tenants.
  - b. That parking spaces be clearly marked and located on owner's premises thus avoiding the haphazard system of parking which now prevails.
  - c. That a survey be conducted by the City concerning additional "on-premise" parking area.
  - d. That existing "ramps" between "islands" be designated and marked as driveways making it unlawful to double park with cars "overhanging" into the 30' width traffic land on Fernwood Road.
  - e. That the City easement be clearly designated by a painted stripe 10' back from the curb line (at the concrete expansion joint) and run parallel to the street. The "ramps" could then be clearly marked "No Parking" and would enable the police department to enforce the city ordinance which obviously is not clear to anyone now.
  - f. That tenants be warned concerning pushing these "driverless" double parked cars out into Fernwood Road. This practice is not only a dangerous procedure, but also causes many traffic congestions.
2. Requested a private parking space in front of each home on Fernwood, Elwood, Fairwood, and Parkwood Roads.
  3. Requested proper ordinances be invoked.
  4. Requested installation of a traffic signal at Parkwood Road and Airport Boulevard.
  5. Requested additional street lights be installed on Fernwood, and
  6. That a 20 mile per hour speed limit on Fernwood Road be established.

The City Manager read a report from the Traffic Engineer covering these parking conditions. The Traffic Engineer noted in his memorandum concerning the "constructive suggestions" that the owner complied with the off street parking requirements; that the marking and locating the parking places, the marking of the driveways, and the opening up of additional on-premises parking are responsibilities of the owner. As to the sidewalk area, it could be delineated by a

barrier type curb the entire length of a driveway. Parking on sidewalk areas can be handled through the Police Department. It was recommended by the Traffic Engineer that the apartment owner warn the tenants about pushing double parked cars into the streets; also, this problem would be a Police matter. The Traffic Engineer's report covered other items in the petition in that parking spaces could not be reserved for private purposes; that requirements for off street parking at apartment house sites are insufficient; a traffic control signal at Airport Boulevard and Fernwood Road is not warranted, and a one block 20 MPH speed limit is impractical for enforcement purposes; however, a study on the number of children crossing Fernwood Road will be made.

Councilman Long suggested if the apartment owner could not work this problem out with his tenants that the Council prohibit parking on the streets affected. The Mayor suggested that Mr. Klapproth, Traffic Engineer, has cooperated many times in helping to work out parking arrangements. Mr. Whiffen stated the Traffic and Transportation Department had been most cooperative. The City Manager stated perhaps the owner could be prevailed upon to open up additional parking spaces, to mark the "driveways" and to place the barrier type curb on the property line.

The City Attorney urged the residents to identify those people who push the cars into the streets and to file against them in the Corporation Court for violation of the ordinance. It was brought out these violations occurred from 6:45 to 7:40 P.M. and the Chief of Police stated he would assign an officer there at that particular time. Mrs. Whiffen suggested an ordinance to require parking lights to be turned on while parked at night, thinking there would not be all night parking on the streets as the batteries would run down.

The CITY MANAGER suggested in line with revision of the ZONING ORDINANCE, since it is designed to control uses of the property and not necessarily the type of structure that will be built but since the normal procedure is to control the structure, it would seem that in the new ordinance distinction could be made between the uses of apartment houses - if they are used for students, there would be more parking required; if the zoning was such that the apartments would be used for family use, a different parking requirement would prevail. The zoning use would apply as a family occupancy or occupancy by a group of adults. The Building Official stated he had always found Mr. Jackson, the owner of the Versailles Apartments, very cooperative; and he believed Mr. Jackson would be glad to do something about these situations. Mr. Richard Baker, who represented Mr. Jackson, stated they were not aware of this petition and that he would contact Mr. Jackson who will be in Austin within the next seven days. He stated "No Parking" would put the students in a position where they could not live in the apartments. Mr. Baker stated he would bring these complaints to Mr. Jackson's attention and would be in touch with the City Manager's office. The Mayor stated the Police Chief is to have periodic checks on the parking violations in this area and that Mr. Baker is to bring these conditions to the attention of the owner, Mr. Jackson, within the week; and he will report to the City Manager's office. Mayor Palmer thanked the group for coming down in the interest of this matter.

MR. CLYDE BUTTER, candidate for State Representative, asked that the City permit the use of the Auditorium free of charge for all the candidates in this coming election to express their views. He said there were three nights next week during which the Auditorium had nothing scheduled; and if the Council would make it available, the Council would be doing a real service for the voters of Travis County. The Mayor stated, in most cases of rallies of this type, only a few candidates and people would attend and that the Auditorium could not be used without the paying of the usual fee. If the candidates thought there was enough interest, they could all contribute and engage the Auditorium. The City Manager explained the rates were supposed to cover the cost of the use of the Auditorium - cleaning, utilities, etc. Members of the Council expressed opposition to making the Auditorium available at no cost for this rally.

Councilman White moved that the Minutes of the Meetings of October 17, and October 24, 1963, be approved. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer  
Noes: None  
Present but not voting: Councilman Shanks

Mayor Palmer brought up the following ordinance for its third reading:

AN ORDINANCE AMENDING SECTIONS 13.9; 13.11; AND  
13.16 OF CHAPTER 13 OF THE AUSTIN CITY CODE OF  
1954 PERTAINING TO THE COLLECTION OF GARBAGE AND  
RUBBISH.

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer  
Noes: Councilman Long

The Mayor announced that the ordinance had been finally passed.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, by Resolution adopted by the City Council of the City of Austin on June 4, 1953, the City Council of the City of Austin duly authorized W. E. Seaholm, City Manager, to release a certain sanitary sewer and drainage easement which was reserved to the public on a map or plat of Lot 5, Block A of South Lund Park, Section 1; and,

WHEREAS, the release of such easement was never placed of record in the Deed Records of Travis County, Texas; and,

WHEREAS it is now necessary to authorize the execution of such release of such easement by W. T. Williams, Jr., City Manager; and,

WHEREAS, the City Council of the City of Austin wishes to confirm and adopt the action of previous Council of June 4, 1953; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to execute a release of the certain sanitary sewer and drainage easement described as follows:

A strip of land fifteen (15) feet in width, same being out of and a part of Lot 5 of Block A of South Lund Park, Section 1, a subdivision of a portion of the Isaac Decker League and the Henry P. Hill League in the City of Austin, Travis County, Texas, according to a map or plat of said South Lund Park, Section 1 of record in Book 6, Page 63, Plat Records of Travis County, Texas, the centerline of said strip of land fifteen (15) feet in width being more particularly described by metes and bounds as follows:

BEGINNING at a point in the north line of said Lot 5, and from which point of beginning the northeast corner of said Lot 5 bears South 60° 23' East 30.46 feet;

THENCE following a line 30.46 feet westerly from and parallel to the east line of said Lot 5, South 29° 21' West 131.23 feet to point of termination on the south line of said Lot 5.

The motion, seconded by Councilman Shanks, carried by the following vote:  
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

After discussion, Councilman LaRue moved that a public hearing on an amendment to the Text of Chapter 39 of the Austin City Code of 1954 (Zoning Ordinance) be set on NOVEMBER 21, 1963, at 10:30 A.M. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

Councilman LaRue moved that the Council set TUESDAY, NOVEMBER 26th, as its regular meeting date rather than on Thanksgiving Day. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

Councilman Long moved that the Council set MONDAY, DECEMBER 23, 1963, as its regular meeting date in the Christmas week. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None



The City Manager submitted the following:

"October 30, 1963

"To: W. T. Williams, Jr., City Manager

Subject: Windsor Road Underpass  
and Appurtenances

"Following is a tabulation of bids received at 10:00 A.M., Tuesday, October 29, 1963, for the construction of Windsor Road Underpass and Appurtenances known as Contract No. 63-C-15.

|                        |              |
|------------------------|--------------|
| Norman Larson          | \$217,006.45 |
| Austin Engineering Co. | 225,941.99   |
| Austin Bridge Co.      | 232,919.58   |
| Ross Anglin & Son      | 244,789.94   |
| Ed Page                | 250,031.37   |
| City's Estimate        | 235,223.96   |

"I recommend that Norman Larson with his low bid of \$217,006.45 be awarded the contract for this project.

S. Reuben Rountree, Jr.  
Director of Public Works  
s/ S. Reuben Rountree, Jr."

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 29, 1963, for the construction of Windsor Road Underpass and appurtenances known as Contract No. 63-C-15; and,

WHEREAS, the bid of Norman Larson, in the sum of \$217,006.45, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Norman Larson, in the sum of \$217,006.45, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Norman Larson.

The motion, seconded by Councilman Shanks, carried by the following vote:  
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The City Manager submitted the following:

"October 25, 1963

"W. T. Williams, Jr.  
City Manager  
Austin, Texas

"Dear Mr. Williams:

"Sealed bids were received until 11:00 A.M., Friday, October 25, 1963, at the Office of the Director of the Water and Sewer Department for the CONSTRUCTION OF A 24-INCH CONCRETE STEEL CYLINDER PIPE AND A 12-INCH CAST IRON WATER MAIN IN SPRINGDALE ROAD AND MANOR ROAD. The bids were publicly opened and read in the Second Floor Conference Room, Municipal Building, Austin, Texas.

"The following is a tabulation of bids received:

| <u>"FIRM</u>                          | <u>AMOUNT</u> | <u>WORKING DAYS</u> |
|---------------------------------------|---------------|---------------------|
| Walter W. Schmidt                     | \$134,273.40  | 50                  |
| Austin Engineering Company            | 138,033.80    | 65                  |
| H and M Construction Company          | 138,565.10    | 50                  |
| F and S Company                       | 150,000.00    | 75                  |
| Fairey - Simons Company, Incorporated | 151,855.86    | 90                  |
| Ford - Wehmeyer, Incorporated         | 152,269.94    | 80                  |
| Bland Construction Company            | 157,036.60    | 90                  |
| City of Austin (estimate)             | 151,018.60    |                     |

"It is recommended that the contract be awarded to Walter W. Schmidt on his low bid of \$134,273.40 with 50 working days.

"Yours truly,  
s/ Victor R. Schmidt, Jr., Assistant  
Director Water and Sewer Department  
s/ Albert R. Davis,  
Director Water and Sewer Department"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 25, 1963, for the construction of a 24-inch concrete steel cylinder pipe and a 12-inch cast iron water main in Springdale Road and Manor Road; and,

WHEREAS, the bid of Walter W. Schmidt, in the sum of \$134,273.40, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Water and Sewer Department of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Walter W. Schmidt, in the sum of \$134,273.40, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Walter W. Schmidt.

The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The City Manager submitted the following:

"October 28, 1963

"Memorandum to: Mr. W. T. Williams, Jr.  
City Manager

From: A. H. Ullrich, Superintendent  
Department of Water & Sewage Treatment

Subject: Tabulation of bids received for one traveling water screen for installation in Filter Plant No. 2, 3500 West 35th Street. Bids were received and opened in the office of the Purchasing Agent at 2:00 P.M. on October 15, 1963.

| Description   | Link-Belt Co. | Chain-Belt Co. | Jeffrey Mfg. Co. |
|---|---------------|----------------|------------------|
| Traveling Water Screen in accordance with City of Austin Specifications | \$13,270.00   | \$17,516.00    | \$15,610.00      |
| Terms   | Net           | Net            | Net              |
| Delivery  | 98 Days       | 84 Days        | 100 Days         |
| F.O.B.  | Austin        | Austin         | Austin           |

Explanatory comments:

Purchase of the subject water screen is a part of the general expansion program of Filter Plant No. 2. The subject screen is required for adequate screening of the increased amount of water to be treated in the enlarged plant.

Traveling Water Screens for use in water treatment plants can be classified as specialized equipment. To our knowledge, the above manufacturers are the only suppliers of such equipment.

The equipment proposed in each of the three bids is in accordance with our specifications.

Our estimated cost of the subject water screen was \$16,000.00.

The current budget provides for the purchase of the subject equipment.

Recommendations:

It is my recommendation that the low bid from The Link-Belt Company in the amount of \$13,270.00 be accepted.

"Respectfully submitted,  
s/ A. H. Ullrich"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 15, 1963, for one traveling water screen for installation in Filter Plant No. 2, 3500 West 35th Street; and,

WHEREAS, the bid of Link-Belt Company, in the amount of \$13,270.00, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Superintendent of Department of Water and Sewage Treatment, of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Link-Belt Company, in the sum of \$13,270.00, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Link-Belt Company.

The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

Councilman White introduced the following ordinance and moved that it be published in accordance with Article I, Section 6 of the Charter of the City of Austin, and set for public hearing on NOVEMBER 14, 1963, at 10:30 A.M.:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 7.562 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE SANTIAGO DEL VALLE GRANT, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.  
(St. Edwards Heights, Section One)

The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

The Council had before it consideration of resolutions establishing off-street parking requirements for apartment hotels as follows:

2707 Rio Grande - 28 spaces

2819 Rio Grande - 28 spaces

A recommendation from the Traffic Engineer eliminated 14 head-in parking spaces on Rio Grande Street, and only 28 off-street parking spaces would remain. These apartment hotels could each have over 224 residing in them. The Council wanted

to make an on-site inspection of the area. Later in the afternoon meeting, MR. BOB BRIGHT, Agent, and MR. JOHN BALDWIN, Contractor, discussed the construction and off-street parking arrangement problems. Mayor Palmer asked them to work with the Director of Public Works and the Building Official to rearrange the plan to come up with the required number. The Council deferred action until next week.

The Council had before it the following zoning applications which had been deferred:

|  |  |   |
|--|--|---|
| CLARENCE McCULLOUGH<br>& L. RAY SAUNDERS | 2708-3004 South Inter-<br>regional Highway | From Interim "A"<br>Residence<br>To "GR" General Retail<br>1st Height & Area<br>NOT Recommended by the<br>Planning Commission |
|--|--|---|

Councilman Long moved that the request of Mr. S. A. Garza, Consulting Engineer, be approved and the zoning application be referred back to the Planning Commission for further consideration of applicants' meeting requirements by filing of a final subdivision plat of the tract. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

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|  |  |   |
|--|--|---|
| EDGAR S. DAUGHERTY<br>By Richard Baker | 1913 Anita Drive<br>1701-1707 Bluebonnet<br>Lane | From "C" Commercial<br>To "C-1" Commercial<br>NOT Recommended by the<br>Planning Commission |
|--|--|---|

Councilman Long moved that the Council uphold the Planning Commission's recommendation and DENY the change. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The Mayor announced that the change had been DENIED.

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|                    |  |  |
|--------------------|--|--|
| THALBERT R. THOMAS | 2910 (2906) Rio Grande St.<br>2911 Salado Street<br>Additional Area:<br>2908 Rio Grande Street<br>2909 Salado Street | From "BB" Residence<br>To "LR" Local Retail<br>NOT Recommended by the<br>Planning Commission |
|--------------------|--|--|

Councilman LaRue moved that the Council sustain the Planning Commission's recommendation and deny the zoning. The motion was seconded by Councilman White.

The motion failed to carry by the following vote:

Ayes: Councilmen LaRue, White

Noes: Councilmen Long, Shanks, Mayor Palmer

No change of zoning was affected as the application did not have four affirmative votes to overrule the recommendation of the Planning Commission.

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LYNN W. STORM  
By Gibson R. Randle

910-1206 East Oltorf Street From Interim "A"  
915-1115 East Live Oak Street Residence & "A"  
Residence  
To "GR" General Re-  
tail 1st Height &  
Area  
NOT Recommended by  
the Planning Com-  
mission

MR. RICHARD BAKER announced he was representing the opposition in place of Mr. Robert Sneed who had to be in Court this day. MR. GIBSON RANDLE, representing the applicants, referred to a letter written by MR. CHRISTOPHER to MRS. TAYLOR concerning an offer to lease the property to her and to distribution of copies of this letter to the Council members in an attempt to mislead them in believing this application is purely a hunting license to enable someone to get a zoning and then go out and lease the property. He stated Mr. Christopher had told him he intended to go ahead with the opposition unless this one person accepted his proposal, and she would be carrying out what Mr. Christopher had intended to do. Mr. Christopher's letter to him stated he had included these conditions and hoped this would convince the Council the shopping center would be constructed in accordance to what he had proposed. He wanted to assure the Council that the representations and proposals discussed with the Council would be by him, or anyone else that they might deal with in the future, carried out. Mr. Randle explained the contract in detail stating the original file was available to the Council if it desired to see it. Mr. Randle reviewed the checking of the plan through the various departments of the City; and driveways, set backs, general planning and traffic planning were all in good order. A Plot Plan was prepared by a licensed engineer, and the Architect's sketch was submitted showing what was intended to be done with the property. After the hearing was held and continued, he inquired about preliminary work on the drainage; and the Public Works Department prepared a drainage layout that was agreed to by Mr. Christopher's engineers as well as the City's estimate of the cost of \$12,000. Mr. Randle filed a telegram from CHRISTOPHER & BAILEY in that their "engineers concur in approach and design submitted by Austin Engineers. We concur and will cooperate with Austin Engineers with such supervision or inspection in respect of drainage as may be necessarily required." Mr. Randle stated when an out-of-town interest showed this amount of effort, time, and good faith in order to spend \$2,000,000 in Austin, it should recognize what they are doing is in good faith. He said they had agreed if the Council felt there should be a zoning strip along the west line to provide a buffer zone, that would be agreeable. They had suggested 50'; and the Council members, some of them, had set a 100', and they agreed to that. He said they had gone forward on the drainage plan

by having it looked at by the purchasers' engineers, who had approved it; and they told the Council by telegram that they were ready to go ahead with that. They had agreed to give additional right of way along the north side of Oltorf Street which would amount to a dedication or donation of a strip 10' wide and 300' long. The purchasers, on their own initiative, had come up with a plan to put a sidewalk along the north side of Oltorf to serve the students of the Junior High School. The purchasers intend to go forward with what they had presented. As to the tenants, Mr. Randle explained a commercial lease which takes a lot of time, effort, thought, and work and stated no one would do all the necessary work on a lease until there was something to lease. Mr. Randle said the purchasers had talked with prospective AAA tenants, and he believes they will have tenants, and the purchaser has said that the time and delay involved was making him uneasy about his prospective tenants.

MR. RICHARD BAKER likewise referred to the letter written to MRS. MARION TAYLOR, Fort Worth, Texas, by Mr. Christopher, pointing out a number of things that were significant in his letter. First, he stated any zoning was a "hunting license" as no Council had authority to set forth, if a zoning application is granted, that it is granted upon specific conditions and understanding that improvements are to be erected upon a certain tract of ground in accordance with representations made before the Planning Commission and the Council. He stated one of the key programs was an architectural drawing which was represented to be the construction which would be placed upon this particular property. There was no representation made to the Council that other offers would be made, but that this was what would be constructed. Another key point was the first paragraph of the letter, "... The lease above referred to, a tract consisting of 13.5 acres, save and except a filling station site, 200x200' fronting on Oltorf, the exact location to be designated by the undersigned." Mr. Baker said he did not recall a filling station site to be included in the shopping center program. He stated there had been proposed to the Council a structure to be created upon a tract to be zoned "GR" in an area predominately residential and in an area where 192 families have taken a significant interest to object because of the traffic problem, drainage problem, the children, and because of their residential area. He discussed the filling station problems and stated this was another reason why this letter was important to the extent that this particular tract, as represented for the construction of the \$2,000,000 shopping center, to be added to the tax rolls of the city; there is certainly no obligation on the part of those people to do that. Before the application is even granted, there is an offer for the ground lease, at a given price, subject to reservation of a 200 x 200' tract to be used as a filling station site to be selected by the owners of the tract. The filling station site could be created adjacent to the buffer zone. Going to the drainage problem, Mr. Baker stated there was a tremendous drainage problem in the area and that the residents in the area had engaged an Engineer to determine what the effect of the particular drainage problem is. There is in excess of a 50' drop from the Interregional into the tract going to the residential end of the tract. Mr. Isom Hale, Registered and Professional Engineer, prepared a report that the runoff expected from the area would be 30.5 cubic feet per second based upon rainfall, intensity having a 25 year frequency. Runoff from the area after being developed by a shopping center would be about 80.6 cubic feet per second. Mr. Hale estimated a cost of \$14,200 to take care of the rainfall on the basis of a 25 year program. He read from the report that concentration of additional peak flow into Blum Creek will have some effect on peak flows beyond Blum Creek; but due to the cost, this investigation was not made. Mr. Hale's report stated, if the storm sewer system was not designed properly the water will

spill over into the houses below, and it was his recommendation if the shopping center were built the storm sewer system should be designated for at least a 100 year frequency of storms. Mr. Baker stated, if a shopping center were constructed in this area, something must be done to assure that an adequate drainage program should be followed through and carried out and installed. The City is in no position, under straight zoning requirements, to make these requirements and make them binding on them for whom the zoning is granted. MR. PERRY, also representing Mr. Sneed, Attorney, stated Mr. Baker had covered everything.

MR. RANDLE said what Mr. Christopher had in mind was that if and when a filling station is needed and could be approved, he would like to be the one to put it in there and that is the reason it was not a part of the plot plan. It is indefinite; he has no immediate plan nor intention to put a filling station in as a part of the original development. Councilman Long said she did not believe this development would damage the homes underneath the fill with the 100' buffer zone which would have to be used for landscaping and planting and with the drainage taken care of as guaranteed by the purchaser and the 10' right of way and the sidewalks, and she believed this would be the highest and best use for the property. She said, as far as the property owners were concerned, she thought an apartment house in this area would not be as desirable as this development unless the ordinance was revised. Councilman LaRue stated he had kept an open mind up until this time, and he was ready to vote and would vote against the zoning. Councilman Shanks moved that the application be granted with the conditions of the 100' buffer zone, drainage agreed upon, the 10' right of way, and the sidewalk area to be provided. The motion was seconded by Councilman Long. Roll call showed the following vote:

Ayes: Councilmen Long, Shanks, Mayor Palmer  
Noes: Councilmen LaRue, White

The motion failed to receive the necessary four-fifths vote necessary to overrule the recommendation of the Planning Commission

MR. RANDLE stated any other zoning could be granted. He stated the vote could be reconsidered. He asked the Council to let them either withdraw the proposal for a filling station, or that the filling station area to be reserved be zoned "IR", or whatever would require a special permit. COUNCILMAN WHITE was opposed to any reconsideration of the vote as he stated he had been up here more than 12 years, and he had never seen anything like that before; when something was voted down, that was the way it was.

Later in the afternoon meeting, the zoning matter was again considered. Mayor Palmer stated the vote was to deny "GR", and this vote could be rescinded and "B" voted. Councilman Shanks moved that the Council reconsider the vote on the Lynn Storm zoning. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer  
Noes: Councilman White

MR. RANDLE had stated that his client had already obtained engineering data and was prepared to construct adequate drainage facilities and sidewalks along Oltorf if the property were zoned. After discussion, Councilman Long moved to change the zoning at 910-1206 East Oltorf Street and 915-1115 East Live Oak Street from Interim "A" Residence and "A" Residence to "B" Residence



1st Height and Area. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer  
Noes: Councilman White

The Mayor announced that the change had been granted to "B" Residence 1st Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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R. G. KUYKENDALL,  
ET AL  
By Johnson & Baker

1100-1102, 1106-1108  
West 22nd Street  
2200-2204 Leon Street  
Additional Area:  
1104 West 22nd Street

From "A" Residence 1st  
Height & Area  
To "B" Residence 2nd  
Height & Area  
NOT Recommended by the  
Planning Commission  
RECOMMENDED "B" Resi-  
dence 1st Height &  
Area

MR. RICHARD BAKER stated the request for "B" Residence 2nd Height and Area was not recommended by the Planning Commission and "B" Residence 1st Height and Area, as recommended by the Planning Commission, would be acceptable to the owner. Councilman LaRue moved the zoning be changed to "B" Residence 1st Height and Area. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer  
Noes: Councilman Long

The Mayor announced that the change had been granted to "B" Residence 1st Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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W. N. ALEXANDER

2149 South Lamar  
Boulevard

From "C" Commercial  
To "C-1" Commercial  
RECOMMENDED by the  
Planning Commission

Councilman LaRue moved that the change be granted to "C-1" Commercial. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer  
Noes: Councilman Long

The Mayor announced that the change had been granted to "C-1" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

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The Council greeted and welcomed MR. ALLEN RUSSELL.

Councilman Long moved that the Council approve the application of TRANS-TEX AIR LINES to occupy space previously occupied by CONTINENTAL AIR LINES at the Airport and the release of space previously occupied by Trans-Tex Air Lines. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The Council deferred action on the application of ECONO-CAR RENTAL SYSTEM for counter space in the Airport Terminal Building (same basis as other car rental companies) until the following week as the people in the car rental business at the Airport had raised a protest and would like to be heard.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that the circumstances are such that the maximum reasonable and safe speed for the operation of vehicles at the following location is less than thirty miles per hour on school days during the hours 7:00 A.M. to 4:30 P.M. when pedestrians are present; and,

WHEREAS, after said investigation the City Council has found that the maximum reasonable and safe speed for the operation of vehicles is twenty (20) miles per hour on such days and during such hours at the following location:

ON STREET

FROM

TO

Northeast Drive

Vanderbilt Lane

Colgate Lane

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Clerk be authorized and instructed to record this finding in Section 33.39 of the Traffic Register.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: (A) A TRACT OF LAND COMPOSED OF

2.63 ACRES OF LAND, MORE OR LESS, A PORTION OF THE SANTIAGO DEL VALLE GRANT, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND SIXTH HEIGHT AND AREA DISTRICT; AND (B) A TRACT OF LAND COMPOSED OF 4.36 ACRES OF LAND, MORE OR LESS, A PORTION OF THE SANTIAGO DEL VALLE GRANT, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL DISTRICT AND SIXTH HEIGHT AND AREA DISTRICT; SAID TWO TRACTS OF LAND LOCALLY KNOWN AS 300-504 VARGAS ROAD, 270-320 BASTROP HIGHWAY AND 6500-6510 LYNCH STREET, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The Mayor announced that the ordinance had been finally passed.

The City Manager stated the City Attorney was informed that the Council of the City of Sunset Valley would like to agree with the City of Austin that all overlapping area of extraterritorial jurisdiction under the annexation laws be turned over to the City of Austin. He stated he would need to be authorized to execute this agreement. Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to execute on behalf of the City of Austin that certain Agreement between the City of Austin and the City of Sunset Valley Apportioning Overlapping Area of Extraterritorial Jurisdiction dated October 31, 1963, a copy of which said Agreement is attached hereto and incorporated herein by reference as fully as though the same were set forth at length herein.

(Agreement attached)

AGREEMENT BETWEEN THE CITY OF AUSTIN AND THE CITY OF SUNSET VALLEY  
APPORTIONING OVERLAPPING AREA OF EXTRATERRITORIAL JURISDICTION

THE STATE OF TEXAS

COUNTY OF TRAVIS

This agreement is executed by and between the City of Austin, a municipal corporation, situated in Travis County, Texas, acting herein by and through its City Manager, W. T. Williams, Jr., duly authorized hereunto, and the City of Sunset Valley, a municipal corporation, lying and being situated in Travis County, Texas, acting herein by and through its Mayor, Tommy Gray, Jr., duly authorized hereunto;

WITNESSTH:

First. The parties agree that under the terms of the provisions of the Municipal Annexation Act, the City of Austin, Texas has extraterritorial jurisdiction within five miles of its corporate limits, and the City of Sunset Valley, Texas has potential extraterritorial jurisdiction within one-half mile of its corporate limits.

Second. The parties agree that there exists an overlapping area of extraterritorial jurisdiction of each of said cities, as that jurisdiction is defined in the Municipal Annexation Act, which overlapping extraterritorial jurisdiction is a strip of land one-half mile in width completely surrounding the existing corporate limits of the City of Sunset Valley.

Third. From and after the date this agreement is approved and adopted by the governing bodies of both cities which are parties hereto, it is agreed that the City of Austin, Texas shall have exclusive extraterritorial jurisdiction of all of the area lying within a band or strip of land one-half mile wide and going completely around the corporate limits of the City of Sunset Valley. It is the intention of both parties that the City of Sunset Valley hereby waives all of its extraterritorial jurisdiction as defined in the Municipal Annexation Act of the State of Texas, and agrees that the City of Austin shall have sole extraterritorial jurisdiction.

Fourth. From and after the date that this agreement is approved and adopted by the governing bodies of both of the cities which are parties hereto, there is apportioned to the City of Austin, Texas and it shall have exclusive extraterritorial jurisdiction over the strip or band of land one-half mile in width going completely around the corporate limits of the City of Sunset Valley, the same being the entirety of the overlapped area described in the second paragraph of this agreement.

Fifth. This agreement shall be executed in duplicate either copy of which shall be considered to be an original copy, by the Mayor and City Manager, respectively, of each city which is a party hereto, attested by the City Secretary and under the corporate seal of each city.

Sixth. This agreement shall become effective immediately upon ratification and execution by both cities which are parties hereto.

IN TESTIMONY WHEREOF, Witness our hands and the corporate seals, this  
the \_\_\_\_\_ day of \_\_\_\_\_, 1963.

CITY OF AUSTIN, TEXAS

By \_\_\_\_\_

W. T. Williams, Jr.  
City Manager

ATTEST:

\_\_\_\_\_  
City Clerk

(CORPORATE SEAL)

CITY OF SUNSET VALLEY, TEXAS

By \_\_\_\_\_

Tommy Gray, Jr.  
Mayor

ATTEST:

\_\_\_\_\_  
City Secretary

(CORPORATE SEAL)

The motion, seconded by Councilman Long, carried by the following vote:  
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

Councilman Long moved that the areas on MERLE DRIVE and MANCHACA ROAD be  
sprayed for mosquitoes, etc., as petitioned. The motion, seconded by Councilman  
LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

MAYOR PALMER stated November 3rd was the birthdate of STEPHEN F. AUSTIN,  
and recognition should be made of his 170th birthday. Councilman LaRue moved  
that a proclamation be brought in next Thursday setting up "STEPHEN F. AUSTIN  
DAY." The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

Councilman White moved to advertise for bids for construction of a fire  
station on Berkman Drive and Hickman Avenue, so as to get it built during the  
winter months. The motion, seconded by Councilman Long, carried by the follow-  
ing vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The City Attorney reported on negotiations with MR. KARL SCHMIDT for purchasing 13.5 acres of land with a home on it, adjacent to the Airport. The City Manager stated some Federal participation would be obtained on part of the purchase. Councilman White moved that the purchase of this property from KARL SCHMIDT for \$70,000 be authorized. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The Council made decisions on the pending tax appeals as follows:

MRS. WORTH WAGNER - Personal Property at 407 South Congress, by THEO KEELEN.

The City Manager noted in this tax case that some of the bowling alleys were still pretty popular; and at times people sometimes have to wait until after midnight to get a lane. At this particular Bowling Alley, it is not a successful operation, and all of the equipment that was there was worth whatever it would be worth second hand; but in the case of others that are a going business, the equipment would be valued on the basis of what its initial cost was. Councilman Long moved that an adjustment be made on the assessed value as follows:

|                                       | Assessed<br>Value Fixed<br>By Board | Council Action |
|---------------------------------------|-------------------------------------|----------------|
| Furniture,<br>Fixtures &<br>Equipment | \$ 45,740                           | \$ 36,570      |

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

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Councilman Long moved that the Council sustain the values set by the Board of Equalization as follows:

ALLEN C. BRYANT by Ted Wendlandt

67.66 acres out of the William Cannon League,  
Parcel 9-4-1913-0301.

|              | Assessed<br>Value Fixed<br>By Board | Council Action |
|--------------|-------------------------------------|----------------|
| Land         | \$ 30,450                           |                |
| Improvements | 0                                   |                |
| Total        | \$ 30,450                           | No Change      |

The motion, seconded by Councilman LaRue, carried by the following vote:  
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The City Manager reported there was an opportunity to purchase property with a house on it between 35th Street and Happy Hollow. This property will be needed for the part of the interchange and ultimate construction of the Missouri Pacific Boulevard at 35th Street. When the contract is let for the 35th Street Overpass, there will be fill placed in 35th Street in back of this property. The City can obtain this property for \$23,500. The house will not be destroyed until the Boulevard is built and the house could be rented. As far as private owners are concerned, the City would be subject to some damage when the grade is raised. Councilman White moved that the Council authorize the purchase of this 95x150' tract east of Funston Street south of 35th Street east of the Railroad track. (East 95.8' of Lot 4, Block 14, Happy Hollow, locally known as 1913 West 35th Street of No. 8 Happy Hollow Lane.) The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The City Attorney stated the Hooper property at 811 West 10th Street, adjoining the creek property which the City owns is available. The property is 70'x126', and this will give the City 77' frontage on 10th Street. Councilman White asked if this property were needed for widening the street, and the City Attorney said it had to be obtained for that purpose. Councilman LaRue moved that the City Manager be authorized to pay up to \$12,500 for Lot 6, and West 10' of Lot 5, Bahns Subdivision, 811 West 10th Street. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The Council took no action on selling the 20.23' x 134.36' strip on East 7th Street and Gunter Avenue, as more information was desired on future plans for this property.

The City Attorney stated Mr. Gibson, Smith-Carona Marchant, wanted to buy the City triangularly shaped lot on Lamar, south of 31st Street, offering \$4,000. The City Attorney explained Mr. Gibson wanted to construct a three-story structure on this property adjoining his. He has frontage on 31st Street, but no access on Lamar. The City Attorney said it might be advantageous to retain a 10' strip and not permit access into Lamar. If access is permitted, the property would be worth more than \$4,000. He stated access could be restricted. The Council wanted to make an on-site inspection of this property. The Mayor suggested that this be brought up again next week.

MRS. GEORGE FRANCISCO asked of the possibility of eliminating the tax on automobiles, as is done in Houston and other cities. The Mayor told Mrs. Francisco she was before the wrong body as this was a State matter. He understood

there were cities in the state that were going to petition the Legislature to eliminate automobiles from taxation.

The City Manager explained the arrangement worked out for the handling of the proceeds of the sales of the bonds which will be delivered next week. There will be deposited in the Austin banks \$8,920,000, and \$4,859,562.94 Government Bills will be purchased. These bills mature from month to month during the next six months, and the President of the American National Bank suggested that the City would receive more interest on a short-term basis than it would by leaving the money in the bank at 3%. On the short-term basis, the \$4,859,562.94 will draw about 3.35%. He stated this was a very unusual picture that a short-term maturities would pay as much or more as long-term maturities, and it was suggested that the money be handled in this manner. He stated since the Charter did not authorize him to invest in Government Bills, he would need Council action. Councilman Shanks moved to grant the City Manager the authority to invest the proceeds of the recent bond sale as he recommended. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

The City Manager stated the Planning Department had completed the New Workable Program Report, and it has to be approved by the Governing Body of the Community; and by such approval, the Governing Body confirms its authority to do certain things to prevent slums and blight and to submit an annual report of progress, etc. This is a report of progress which would affect Urban Renewal, and it reveals (1) the appointment of the Citizens Committee, (2) appointment of Committees to work on the Zoning Ordinance, Building Code, and Plumbing Code, (3) reports on the work that has been done by the Town Lake Study Committee, and (4) the adoption of an Airport Ordinance. He stated the report would have to be made annually. Councilman Long moved that the Workable Program as presented by the City Manager be approved. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer

Noes: None

Present but not voting: Councilman White

The City Manager stated each of the Council members received a Memorandum from the Director of Urban Renewal about the Glen Oaks Project and a joint meeting of the City Council and the Urban Renewal Board to try to delineate the boundaries. The Mayor said he had asked Mr. Golden, Director of Urban Renewal, to see if the Board would concur with the City Manager and make its recommendation to the Council. The City Manager pointed out two questions: (1) Enlargement of the Glen Oaks Project, and (2) Creating a General Neighborhood Renewal Project which would enable the City to capture public expenditures made outside of the Glen Oaks Project. The City Manager stated the amount of credits that could be obtained would far more than offset the cost of the survey. The Mayor asked that the Council officially ask the Agency to look into this and come up with a recommendation to the Council. Councilman Long moved that the Urban Renewal Board be asked for a recommendation. The motion, seconded by Councilman



Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer

Noes: None

Not in Council Room when the roll was called: Councilman White

The Mayor stated it was necessary to authorize the City Manager to execute an easement to LO VACA GATHERING COMPANY for a pipe line across the Walnut Creek Sanitary Sewer Treatment Plant property. The City Attorney stated the Superintendent of the Disposal Plant and the Director of Public Works had been working with the LO VACA GATHERING COMPANY on this, and both say this pipe line would not interfere with the use of the property. The City Manager stated this line would serve the Southern Union Gas Company. Councilman LaRue moved that the easement be granted as requested. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

The Council discussed briefly a procedure about setting up an industrial subdivision under the terms of the new law. The City Attorney stated he had no doubt that a contract not to annex the property would be void. The City Manager stated no new kind of subdivision ordinance dealing with industrial development had been adopted and that was one thing that would take more study. He stated also the developers had good assurance that until their property was completely surrounded by the City it would not be annexed. He stated a contract with industrial subdividers would not be worth anything, and any industrialist would also advise the developers that the contract would not be valid.

MR. TRUEMAN O'QUINN appeared inquiring about the plans for the TOWN LAKE. It was reported at the present time they were in the Chamber of Commerce Building. Councilman Long suggested that they be placed in the Auditorium and City Hall, also, for the public to view.

Mayor Palmer asked if MR. KLAPPROTH, Traffic Engineer, would attend the meeting of the North West Highlands Addition on November 6th at the Capitol City Country Club.

The City Manager reported that the following zoning applications had been referred to the Planning Commission and were set for public hearing before the City Council for December 5, 1963:

|                         |                                      |                       |
|-------------------------|--------------------------------------|-----------------------|
| O. H. & J. L. BUAAS     | 2001 East 1st Street                 | From "C-1" Commercial |
| By, Mrs. W.C. Trousdale | 99-99 $\frac{1}{2}$ Lynn Street      | To "C-2" Commercial   |
| J. A. SHELBY & ERIC     | 1912-1916 Oldham Street              | From "BB" Residence   |
| ANDERSON, By C. T.      | 707-711 East 19 $\frac{1}{2}$ Street | To "O" Office         |
| Uselton                 |                                      |                       |

|  |   |   |
|--|---|---|
| MAE CROCKETT<br>By Moton H. Crockett<br>Jr.                                  | 2809 (2805) San Jacinto<br>Boulevard                                      | From "C" Commercial<br>To "C-1" Commercial  |
| MORTGAGE INVESTMENT<br>CORPORATION, By Frank<br>Neely                        | 8602-8824 North Lamar<br>Boulevard  | From Interim "A" Resi-<br>dence and Interim<br>1st Height & Area<br>To "C-1" Commercial 1st<br>Height & Area                    |
| A. L. REITHER  | 915-917 West Live Oak<br>2103-2107 South 5th St.                          | From "A" Residence<br>To "LR" Local Retail  |
| DR. J. L. LOVE<br>By William B. Carssow                                      | 612 Rio Grande Street<br>701-705 West 7th Street                          | From "O" Office<br>To "GR" General Retail   |
| EDWARD G. POWELL<br>By Dan Felts   | 3705-3707 Speedway<br>101-103 East 38th Street                            | From "B" Residence<br>To "C-1" Commercial   |
| AUSTIN CORPORATION,<br>DAVID B. BARROW,<br>By The Marvin Turner<br>Engineers | 1710-1718 Woodward Dr.<br>3401-3419 San Marino<br>1700-1710 Doyle Drive   | From "A" Residence<br>To "B" Residence  |
| S. D. BASKIN<br>By James A. O'Neal   | 1713-1741 Riverside Dr.<br>1200-1216 Parker Lane<br>1712-1738 Lupine Lane | From "A" Residence<br>To "LR" Local Retail  |
| FRED WONG  | 2102 Goodrich Street  | From "A" Residence<br>To "B" Residence  |
| FREDERICK EBY JR.<br>By Harold Anderson                                      | 4402-4506 Mt. Bonnell Rd.<br>(Rear of)                                    | From "A" Residence 1st<br>Height & Area<br>To "B" Residence 2nd<br>Height & Area  |
| GOPHER CONSTRUCTION CO.<br>By The Marvin<br>Turner Engineers                 | Tract 1:<br>1211-1215 Parker Lane   | From "A" Residence 1st<br>Height & Area<br>To "O" Office 2nd<br>Height & Area   |
|  | Tract 2:<br>1811-1909 Riverside Dr.<br>1205-1209 Parker Lane              | From "A" Residence 1st<br>Height & Area and<br>"C" Commercial 2nd<br>Height & Area<br>To "LR" Local Retail<br>2nd Height & Area |
|  | Tract 3:<br>1913-1915 Riverside Dr.                                       | From "A" Residence 1st<br>Height & Area<br>To "B" Residence 2nd<br>Height & Area  |

Mayor Palmer inquired about the paving of WEST 3RD STREET - 900 block of West 3rd Street, property of MR. A. D. GASTON. The Director of Public Works stated this had been kept in good shape and oiled during the summer months.

There being no further business Councilman Long moved that the Council adjourn. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The Council adjourned subject to the call of the Mayor.

APPROVED

Lea E. Palmer  
Mayor

ATTEST:

Eliza H. Harkley  
City Clerk